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Limited Appearance

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF UTAH, CENTRAL DIVISION**

THE WIZARD TRADES, LLC; and
MICHAEL HUBBS,

Plaintiffs,

vs.

CHARLTON LACHASE, ANDRA RUSH,
STEVEN DUHON, and BRIAN
HERTNEKY,

Defendant.

**DEFENDANT CHARLTON LACHASE'S
MOTION FOR LEAVE TO FILE
OVERLENGTH REPLY IN SUPPORT
OF MOTION TO DISMISS DEFENDANT
CHARLTON LACHASE**

Case No. 2:23-cv-00207-DAO

Magistrate Judge Daphne A. Oberg

Pursuant to DUCivR 7-1(a)(6), Defendant Charlton Lachase (“**Mr. Lachase**”), by and through undersigned counsel, respectfully moves this Court for leave to file an overlength Reply in Support of his Motion to Dismiss. Specifically, Traeger requests that the Court permit Traeger’s Opposition to be up to 16 pages (excluding the face sheet, table of contents, table of authorities, signature block, certificate of service, and exhibits).

Good cause and exceptional circumstances warrant granting Traeger's request to file its overlength Reply. Plaintiffs' Opposition to Lachase's Motion to Dismiss responds to or disputes several of Lachase's Statements of Fact and also alleges ten (10) additional facts to which Lachase must respond. Lachase requires the additional pages to thoroughly respond to these disputes and additional facts as well as to address Plaintiffs' arguments. Accordingly, Lachase's request is supported by good cause and exceptional circumstances.

CONCLUSION

For the foregoing reasons, Lachase respectfully requests that the Court grant the proposed order submitted herewith and permit Lachase to submit his overlength Reply.

DATED October 3, 2023.

/s/ Hannah Ector

Adam Bondy

Hannah Ector

Mindy Kidd

PARSONS BEHLE & LATIMER

Attorneys for Defendant Charlton Lachase

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 3rd day of October, 2023, I caused a true and correct copy of the foregoing **MOTION TO FILE OVERLENGTH REPLY IN SUPPORT OF MOTION TO DISMISS DEFENDANT CHARLTON LACHASE** to be delivered by the method indicated below to the following:

Randall B. Bateman
BATEMAN IP
299 S. Main St., Suite 1300
Salt Lake City, UT 84111
rbb@batemanip.com; mail@batemanip.com

- ☒ E-file Notification
☐ USPS mail, first class postage prepaid
☐ Facsimile Transmission
☐ Email
☐ Overnight Mail

Andra Rush
34 Carlitos Way
St. Augustine, FL 32092
mrsandrarush@gmail.com

- ☒ E-file Notification
☐ USPS mail, first class postage prepaid
☐ Facsimile Transmission
☒ Email
☐ Overnight Mail

Brian Hertneky
108 Chelmsford Dr.
Aurora, OH 44202
hertneky30@gmail.com

- ☒ E-file Notification
☐ USPS mail, first class postage prepaid
☐ Facsimile Transmission
☒ Email
☐ Overnight Mail

Steven Duhon
3801 W. Spring Creek Pkwy, Apt. 2122
Plano, TX 75023

- ☐ E-file Notification
☒ USPS mail, first class postage prepaid
☐ Facsimile Transmission
☐ Email
☐ Overnight Mail

/s/ Hannah Ector

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